

REMARKS

Reconsideration and allowance of the instant application are respectfully requested.

In response to the final Office Action and further to the telephone interview conducted with Examiner Davis on June 7, 2004, Applicants prepared and filed this Request for Continued Examination, along with amended claim 1 and new claims 11-17.

Applicants note with appreciation the Examiner's allowance of claims 9 and 10, and the indication of allowable subject matter in claims 4 and 5. Claims 1, 3 and 8 stand rejected under 35 U.S.C. 102(e) as being anticipated by previously-applied Agahi-Kesheh, U.S. Patent 6,430,402. This rejection is respectfully traversed for the reasons set forth in Applicants previously response filed January 7, 2004. Rather than repeat those arguments here, the Examiner is invited to review the distinctions identified in that response.

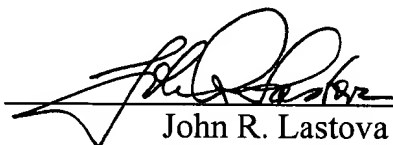
Amended claim 1 recites a controller for generating a control signal strobe and a radio transmitter that is controllable using the control signal strobe. The controller is arranged to detect the control signal strobe and monitor the digital control signal used to control the power output level of the device. The controller is further arranged to determine "a specific amount of electric energy consumed from the battery based on the monitored digital control signal and the detected control signal strobe." The combination of these features recited in independent claim 1 is lacking from Agahi-Kesheh. Accordingly, claim 1 and claims that depend from claim 1 should now be allowed.

The Examiner indicates in the Reasons for Allowance that the "prior art fails to suggest or render obviousness storing a set of predetermined consumption values providing an association between different amounts of electric charge consumption and respective values of a digital control signal." New claim 12 recites "a memory for storing an association between different power consumption values and respective digital control signal values." The controller is arranged "to determine an amount of electric energy consumed from the battery based on at least one power consumption value stored in the memory, said at least one power consumption value being associated with a value of the monitored digital control signal." Accordingly, new claim 12 and its dependent claims should now be allowed.

The application is in condition for allowance. An early notice to that effect is earnestly solicited.

Respectfully submitted,

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